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41
Practitioner's Docket No. SST/1305

#3679
3677
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Losada, Alfonso

Application No.: 10/043,669

Group No.: 3679

Filed: January 11, 2002

Examiner: Wilson, Neill R

For: Fastener Assembly Having Grooves for Use With a Power Actuated Gun

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
BEFORE MAILING DATE OF EITHER A FINAL ACTION
OR NOTICE OF ALLOWANCE (37 C.F.R. § 1.97(c))

TIME OF TRANSMITTAL OF ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT

1. The information disclosure statement transmitted herewith is being filed *after* three months of the filing date of this national application or the date of entry of the national stage as set forth in Section 1.491 in an international application or after the mailing date of the first Office action on the merits, whichever event occurred last but *before* the mailing date of either

- (1) a final action under § 1.113 or
(2) a notice of allowance under § 1.311

whichever occurs first.

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Date: May 21, 2004

Charles R. Cypher
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Charles R. Cypher
(type or print name of person certifying)

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INFORMATION DISCLOSURE STATEMENT

List of Sections Forming Part of This Information Disclosure Statement

The following sections are being submitted for this Information Disclosure Statement:

1. Preliminary Statements
2. Forms PTO/SB/08A and 08B (formerly Form PTO-1449)
3. Copies of Listed Information Items Accompanying This Statement
4. Identification of Person(s) Making This Information Disclosure Statement

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

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Date: May 24, 2004

Signature

Charles R. Cypher

(type or print name of person certifying)

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FEE

2. Accompanying this transmittal is the fee for submission of an information disclosure statement under section 1.97(c). (\$180.00)

FEE PAYMENT

3. Applicant elects the option to pay the fee set forth in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under § 1.97(c) (\$180.00).

Fee due \$180.00

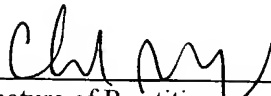
METHOD OF PAYMENT OF FEE

4. Attached is a check in the amount of \$180.00. (check no. 10695)

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.

Date: May 24, 2001



Signature of Practitioner

Reg. No.: 41694
Tel. No.: 510-832-4111
Customer No.: 0498

Charles R. Cypher
Law Offices of James R. Cypher
405 14th Street, Suite 1607
Oakland, CA 94612

Section 1. Preliminary statements

Applicants submit herewith patents, publications or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. § 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.



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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

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Sheet

1

of

6

Complete if Known

Application Number	10/043.669
Filing Date	01/11/2002
First Named Inventor	Alfonso Losada
Art Unit	3679
Examiner Name	Wilson, Neill R
Attorney Docket Number	SST/1305

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 98,438	12/28/1869	Smith, Jr.	
		US- 729,336	05/26/1903	Hass	
		US- 1,476,836	12/11/1923	Pleister	
		US- 2,298,560	10/13/1942	Harrison	
		US- 2,417,245	03/11/1947	Eggert et al	
		US- 2,768,552	10/30/1956	MacDonald	
		US- 2,835,128	05/20/1958	Herrstrum	
		US- 2,961,210	11/22/1960	Pfaff et al	
		US- 2,968,984	01/24/1961	De Caro	
		US- 2,984,442	05/16/1961	Lawson	
		US- 3,104,645	09/24/1963	Harrison	
		US- 3,157,884	11/24/1964	Decot et al	
		US- 3,161,174	12/15/1964	Harrison	
		US- 3,174,386	03/23/1965	Lewis	
		US- 3,187,621	06/08/1965	Turner	
		US- 3,212,388	10/19/1965	Rosselet	
		US- 3,232,569	02/01/1966	Deardorf	
		US- 3,285,120	11/15/1966	Kartiala	

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FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		AU 484,427	08/05/1976	Buchanan		
		BE 518452	03/14/1953	Perena		
		EP 0 100 555	02/15/1984	Schaeffer		
		FR 1,047,890	12/17/1953	Termet		
		DE 1 603 703	09/17/1970	Bauer		

Examiner Signature	Date Considered
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Sheet

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Application Number	10/043,669
Filing Date	01/11/2002
First Named Inventor	Alfonso Losada
Art Unit	3679
Examiner Name	Wilson, Neill R
Attorney Docket Number	SST/1305

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 3,306,154	02/28/1967	Bailey	
		US- 3,452,637	07/01/1969	O'Brien	
		US- 3,469,492	09/30/1969	Dahl	
		US- 2,476,010	11/04/1969	Markey	
		US- 3,491,972	01/27/1970	Townshend	
		US- 3,554,246	01/12/1971	Halstead	
		US- 3,602,976	09/07/1971	Grube	
		US- 3,638,892	02/01/1972	Boye et al	
		US- 3,728,933	04/24/1973	Grube	
		US- 3,921,495	11/25/1975	Braun et al	
		US- 3,948,141	04/06/1976	Shinjo	
		US- 4,000,681	01/04/1977	Coldren	
		US- 4,014,488	03/29/1977	Potucek et al	
		US- 4,020,734	05/03/1977	Bell	
		US- 4,037,515	07/26/1977	Kesselman	
		US- 4,037,516	07/26/1977	Hart	
		US- 4,047,463	09/13/1977	Coldren	
		US- 4,102,238	07/25/1978	Thurner	

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		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		GB 1 384 511	02/19/1975	Dahl		
		GB 2 195 453 A	04/07/1988	Griggs		
		GB 2 229 242 A	09/19/1990	Yoshida et al		
		JP 46-1521	01/01/1971	Sandvikens		
		WO 97/29288	08/14/1997	Sharp		

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Application Number	10/043,669
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Attorney Docket Number	SST/1305

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		Number-Kind Code ² (if known)			
		US- 4,149,446	04/17/1979	Spengler et al	
		US- 4,246,939	01/27/1981	Boegel	
		US- 4,287,656	09/08/1981	Gassman et al	
		US- 4,370,082	01/25/1983	Sundberg	
		US- 4,339,065	07/13/1982	Haytayan	
		US- 4,494,412	01/22/1985	Hardy	
		US- 4,655,423	04/07/1987	Schavilje et al	
		US- 4,703,711	11/03/1987	Haynes	
		US- 4,709,842	12/01/1987	Westerlund	
		US- 4,729,703	03/08/1988	Sato	
		US- 4,824,003	04/25/1989	Almeras et al	
		US- 4,870,750	10/03/1989	Zahn	
		US- 4,887,948	12/19/1989	Calmettes	
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		US- 4,907,928	03/13/1990	Beck et al	
		US- 4,915,561	04/10/1990	Buhri et al	
		US- 4,932,819	06/12/1990	Almeras	
		US- 4,936,843	06/26/1990	Sohnen	

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		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

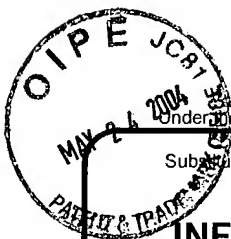
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		Number-Kind Code ² (if known)			
		US- 4,979,857	12/25/1990	Wing	
		US- 5,015,132	05/14/1991	Turner et al	
		US- 5,052,607	10/01/1991	Dutton	
		US- 5,110,247	05/05/1992	Losada	
		US- 5,199,625	04/06/1993	Dewey et al	
		US- 5,199,835	04/06/1993	Turner	
		US- 5,228,250	07/20/1993	Kesselman	
		US- 5,328,300	07/12/1994	Fischer et al	
		US- 5,261,770	11/16/1993	Hoepker et al	
		US- 5,370,483	12/06/1994	Hood et al	
		US- 5,443,345	08/22/1995	Gupta	
		US- 5,452,835	09/26/1995	Shkolnikov	
		US- 5,479,830	01/02/1996	Gemra	
		US- 5,487,632	01/30/1996	Hood et al	
		US- 5,497,929	03/12/1996	Armstrong	
		US- 5,554,131	09/10/1996	Lacivita	
		US- 5,525,018	06/11/1996	Losada	
		US- 5,568,753	10/29/1996	Habermehl et al	

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		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

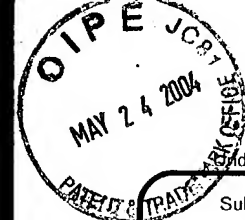
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		Number-Kind Code ² (if known)			
		US- 5,624,200	04/29/1997	Beaulieu	RECEIVED MAY 28 2004 GROUP 3600
		US- 5,634,583	06/03/1997	McGuinness et al	
		US- 5,669,589	09/23/1997	Janssen et al	
		US- 5,697,431	12/16/1997	Nagasaka	
		US- 5,704,572	01/06/1998	Vogel et al	
		US- 5,769,581	06/23/1998	Wallace et al	
		US- 5,773,722	06/30/1998	Helderman	
		US- 5,885,034	03/23/1999	Fergusson	
		US- 5,890,857	04/06/1999	Herrera	
		US- 5,913,647	06/22/1999	Hodge	
		US- 5,931,618	08/03/1999	Wallace et al	
		US- 6,481,611 B2	11/19/2002	Losada	
		US- 1,213,970	01/30/1917	Sturtevant	
		US- 3,506,178	04/04/1970	Brunelle	
		US- 4,062,388	12/13/1977	DeCaro	
		US- 4,389,012	06/21/1983	Grikis et al	
		US- 4,479,599	10/30/1984	Conrad	
		US-			

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		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

Examiner Signature		Date Considered	
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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to a collection of information unless it contains a valid OMB control number.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet

6



6

Application Number

10/043.669

Filing Date

01/11/2002

First Named Inventor

Alfonso Losada

Art Unit

3679

Examiner Name

Wilson, Neill R

Attorney Docket Number

SST/1305

U. S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

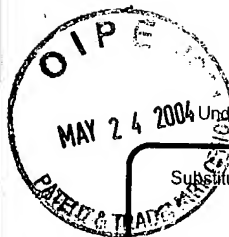
Examiner Signature		Date Considered	
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet

1

of

1

Complete if Known

Application Number	10/043,669
Filing Date	01/11/2002
First Named Inventor	Alfonso Losada
Art Unit	3679
Examiner Name	Wilson, Neill
Attorney Docket Number	SST/1305

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NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (if magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		ALFONSO LOSADA, "Power Actuated Fastener System," Serial No. 09/729,389, filed on December 4, 2000, based on Provisional Patent Application no. 60/046,826 filed April 24, 1997, pages 1-42 and drawings 1-12	
		ALFONSO LOSADA, "Power Actuated Gun with Automatic Firing," Serial No. 10/687,680, filed on October 17, 2003, based on Provisional Patent Application No. 60/419,768, filed on October 18, 2002, pages 1-14 and drawings 1-6.	
		ALFONSO LOSADA, "Power Actuated Gun with Fastener Feeding Track and Automatic Firing," Serial No. 10/703,223, filed on November 5, 2003, based on Provisional Patent Application No. 60/423,826, filed on November 5, 2002, pages 1-12 and drawings 1-5.	
		HYDRAJAWS LIMITED, "Portable Tension Tester," Hydrazaws Testing Division, Rotadex Systems Limited (Birmingham, U.K.), total of 4 pages, (at least as early as March 6, 2000)	
		BETH-FAST, "Direct Tension Indicators," Beth-Fast (U.S.A.), total of 6 pages, (at least as early as February 29, 2000).	
		APPLIED BOLTING TECHNOLOGY PRODUCTS, INC., "Applied Bolting Technology," the best way to bolt... Direct Tension Indicators for Bolting Quality Assurance, Applied Bolting Technology Products, Inc. (Ludlow, VT), total of 12 pages.	
		GARY R. HARRIS, "Hold Down System Using Calibrated Compression," (Oakland, California), total of 19 pages.	
		SALON CONICAL COMPRESSION WASHERS, "On Washer," total of 2 pages,	
		CROSBY G-318 TENSION INDICATOR, "Turnbuckles and Tension Indicator," page 29.	

Examiner
Signature

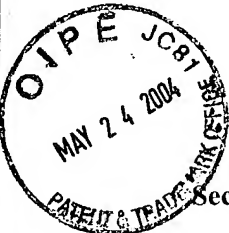
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¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Section 3. Copies of Listed Information Items Accompanying This Statement

Legible copies of all items listed in Forms PTO/SB/08A and 08B (substitute for Form PTO-1449) accompany this information statement.

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Section 4.

Identification of Person Making This Information Disclosure Statement

The person making this certification is:

- a. the practitioner who signs below on the basis of the information in the practitioner's file.

Date: May 24 2004

Reg. No.: 41694
Tel. No.: 510-832-4111
Customer No.: 0498

Ch R Cy
Signature of Practitioner

Charles R. Cypher
Law Offices of James R. Cypher
405 14th Street, Suite 1607
Oakland, CA 94612

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